

1FW



Docket No. JBP0554CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Curtis A. Cole et al.

Serial No. : 10/764,856

Art Unit: 1617

Filed : January 26, 2004

Examiner:

For : METHOD FOR CLEANSING SENSITIVE SKIN
USING AN ALKANOLAMINE

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 21, 2004

(Date of Deposit)

Erin M. Harriman

(Name of applicant, assignee, or Registered Representative)

(Signature)

July 21, 2004

(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final

Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/JBP0554CIP/EMH the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

- ☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

☐ There are no listed references which are not in the English language.

☒ The relevance of those listed references which are not in the English language is as follows:

English language abstracts are provided for DE2436467, EP0158090, EP0343695, FR2504530, FR2604625, FR2648132, FR2742990, JP06009517, JP05058971, JP06145134, JP06247826, JP07223920 and WO99/45900.

English language translations are provided for EP0396857 and JP4-95008

☒ Attached are copies of search reports from corresponding patent applications, which are listed on the attached Submission Under MPEP 609 D.

☒ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to
Deposit Account No. 10-0750/JBP0554CIP/EMH. This form is
submitted in triplicate.

Respectfully submitted,



Erin M. Harriman
Reg. No. 40,410
Attorney for Applicants

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-3619

7/21/04



PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.
Substitute for form 1449A/PTO**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 6

Application Number	10/764,856
Filing Date	January 26, 2004
First Named Inventor	Curtis A. Cole et al.
Group Art Unit	1617
Examiner Name	
Attorney Docket Number	JBP-554 CIP

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		3,875,198		Strobel	04/01/1975	
		3,878,229		Strobel	04/15/1975	
		4,105,782		R. J. Yu et al.	08/08/1978	
		4,197,316		R. J. Yu et al.	04/08/1980	
		4,199,562		Vanlerberghe et al.	04/22/1980	
		4,224,339		Van Scott et al.	09/23/1980	
		4,234,599		Van Scott et al.	11/18/1980	
		4,283,386		Van Scott et al.	08/11/1981	
		4,380,549		Van Scott et al.	04/19/1983	
		4,491,534		Vanlerberghe et al.	01/01/1985	
		4,620,037		Vanlerberghe et al.	10/28/1986	
		4,888,437		Zeidler et al.	12/19/1989	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵				
		DE	2436467	A	Henkel & CIE GmbH	02/12/1976	Abstract	
		EP	0158090	B1	Roshdy Ismail	08/29/1990	Abstract	
		EP	0396857	A1	Mueller R. Azuchemie	11/14/1990	Translation	
		EP	0413528	B1	Ruey J. Yu et al.	02/20/1991		
		EP	0343694	B1	Roshdy Ismail	11/25/1992	Abstract	
		EP	0649834	A1	KAO Corporation	04/26/1995		
		EP	0852949	A2	Shiseido Company Limited	07/15/1998		

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. ⁶ If possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 6

Application Number	10764,856
Filing Date	January 26, 2004
First Named Inventor	Curtis A. Cole et al.
Group Art Unit	1617
Examiner Name	
Attorney Docket Number	JBP-554 CIP

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		4,971,789		Vanlerberghe et al.	11/20/1990	
		5,152,419		Yanagi	10/06/1992	
		5,352,389		Gazzani	10/04/1994	
		5,523,090		Znaiden et al.	06/04/1996	
		5,554,647		Nicholus V. Perricone	09/10/1996	
		5,574,063		Nicholus V. Perricone	11/12/1996	
		5,607,691		Hale et al.	03/04/1997	
		5,643,586		Nicholus V. Perricone	07/01/1997	
		5,747,049		Tominaga	05/05/1998	
		5,856,357		Yu et al.	01/05/1999	
		5,879,690		Nicholus V. Perricone	03/09/1999	
		6,015,575		Luther et al.	01/18/2000	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	KindCode ⁵				
		FR	1090630	A1	Kabushiki Kaisha Soken Kagawa	04/11/2001		
		EP	1192939	A2	Johnson & Johnson Consumer Companies, Inc.	07/03/2002		
		EP	1219288	A2	Johnson & Johnson Consumer Companies, Inc.	07/03/2002		
		FR	2504530	A1	Pierre Fabre SA	04/28/1981	Abstract	
		FR	2604625	A1	S.A. Laboratoire De Cosmetologie Gie Biomarine Daniel Jouvance	10/02/1986	Abstract	
		FR	2648132	A1	Jean Noel Thorel	06/08/1989	Abstract	
		FR	2742990	A1	Pierre Fabre S.A.	12/28/1995	Abstract	

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 3 of 6

Application Number	10/764,856
Filing Date	January 26, 2004
First Named Inventor	Curtis A. Cole et al.
Group Art Unit	1617
Examiner Name	
Attorney Docket Number	JBP-554 CIP

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		6,017,556		Luther et al.	01/18/2000	
		6,068,847		Aleles et al.	05/30/2000	
		6,120,779		S. Nayak et al.	09/19/2000	
		6,162,419		Nicholas V. Perricone et al.	12/19/2000	
		6,180,133		Quan et al.	01/30/2001	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	KindCode ⁵				
		GB	1182320		Rolf Wilhelm Pfirmann et al	02/25/1970		
		GB	1589224		Eugene Joseph Van Scott et al	05/07/1981		
		JP	06009517	A2	Crinos Industria Farmacobiologica SpA, Fr.	01/18/1985	Abstract	
		JP	4-95008	A	Kanebo Company, Ltd.	03/27/1992	Translation	
		JP	05058971	A2	Otsuka Pharma Co Ltd	03/09/1993	Abstract	
		JP	06145134	A2		05/24/1994	Abstract	
		JP	06247826	A2		09/06/1994	Abstract	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 4 of 6

Application Number	10/764.856
--------------------	------------

Filing Date	January 26, 2004
-------------	------------------

First Named Inventor	Curtis A. Cole et al.
----------------------	-----------------------

Group Art Unit	1617
----------------	------

Examiner Name

Attorney Docket Number	JBP-554 CIP
------------------------	-------------

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	KindCode ⁵				
		JP	07223920	A2		08/22/1995	Abstract	
		WO	98/00505	A	Johnson & Johnson Consumer Products, Inc.	01/08/1998		
		WO	98/23152	A1	Nicholas V. Perricone	06/06/1998		
		WO	98/40063	A	Jane Fine Chemicals Inc.	09/17/1998		
		WO	99/06431	A1	Athena Neurosciences, Inc.	02/11/1999		
		WO	99/06437	A1	Athena Neurosciences, Inc.	02/11/1999		
		WO	99/45900	A1	Kabushiki Kaisha Soken	09/16/1999	Abstract	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 5 of 6

<i>Application Number</i>	10/764,856
<i>Filing Date</i>	January 26, 2004
<i>First Named Inventor</i>	Curtis A. Cole et al.
<i>Group Art Unit</i>	1617
<i>Examiner Name</i>	
<i>Attorney Docket Number</i>	JBP-554 CIP

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO:** Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



SUBMISSION UNDER MPEP 609 D

Page 1 of 1

Application Number	10/764,856
Filing Date	January 26, 2004
First Named Inventor	Curtis A. Cole et al.
Group Art Unit	1617
Examiner Name	
Attorney Docket Number	JBP-554 CIP

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Name of Patentee or Applicant of Cited Document	U.S. Patent Document		Pages, Columns, Lines, where relevant passages or relevant figures appear
			Number	Kind Code ² (if known)	
		Johnson & Johnson Consumer Companies Inc.	pending USSN 09/677,738 our docket no. JBP-524		
		Johnson & Johnson Consumer Companies Inc.	pending USSN 09/577,737 our docket no. JBP-525		
		Johnson & Johnson Consumer Companies Inc.	pending USSN 09/742,920 our docket no. JBP-533		
		Johnson & Johnson Consumer Companies Inc.	pending USSN 09/742,622 our docket no. JBP-534		

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Name of Patentee or Applicant of Cited Document	Foreign Patent Document			Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
			Office ³	Number ⁴	KindCode ⁵		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		EPO Search Report EP 02256577 dated January 22, 2003	
		EPO Search Report EP 01310844 dated June 4, 2003	

Examiner Signature	Date Considered
--------------------	-----------------